

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

MURDOCK READY MIXED  
CONCRETE COMPANY

Plaintiff,

vs.

RITCHIE BROS.  
AUCTIONEERS (AMERICA)  
INC., RB GLOBAL INC., RITCHIE  
BROTHERS, INC. BRIAN PARKS  
(Official Capacity), DAVID RITCHIE  
(Official Capacity), JIM KESSLER  
(Official Capacity), EMMA TUCKLEY  
(Official Capacity), ANN FANDOOZL  
(Official Capacity)

Defendants.

**AMENDED JUDGMENT**  
**CASE NO. 5:24-CV-00278-M-BM**

**Decision by Court.**

**This action came before the Honorable Richard E. Myers II, Chief United States District Judge, for ruling as follows:**

**IT IS ORDERED, ADJUDGED, AND DECREED** that pursuant to the court's order entered on May 23, 2025 [DE 65], Defendants' motions [DE 55] is DENIED AS MOOT, [DE 60], [DE 61], [DE 63] and [DE 64] are DENIED WITHOUT PREJUDICE. The complaint is DISMISSED without prejudice.

This Judgment filed and entered on May 28, 2025, and copies to:

R. Daniel Boyce (via CM/ECF electronic notification)

Alexandra H. Austin (via CM/ECF electronic notification)

Murdock Ready Mixed Concrete Company (via CM/ECF electronic notification)

May 28, 2025

Peter A. Moore, Jr.  
Clerk of Court

By: /s/ Tyjuana Griffin  
Deputy Clerk